## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

GARDNER

Title:

HAND-HELD CUTTING DEVICE

Appl. No.:

Filing Date: Herewith

Examiner:

Art Unit:

CERTIFICATE OF EXPRESS MAILING I hereby certify that this correspondence is being deposited with the United States Postal Service's "Express Mail Post Office To Addressee" service under 37 C.F.R. § 1.10 on the date indicated below and is addressed to: Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22313-1450. EV291999077US September 12, 2003 (Express Mail Label Number) (Date of Deposit)

## INFORMATION DISCLOSURE STATEMENT **UNDER 37 CFR §1.56**

Mail Stop PATENT APPLICATION Commissioner for Patents PO Box 1450 Alexandria, Virginia 22313-1450

Sir:

The USPTO has waived the requirement under 37 CFR 1.98(a)(2)(i) to submit copies of U.S. patents and U.S. patent application publications when citing and submitting an Information Disclosure Statements in a patent application filed after June 30, 2003 and in an international application that has entered the national stage under 37 USC §371 after June 30, 2003. Accordingly, copies of these types of documents are not being supplied in connection with this application. Reference is being made to Pre-OG Notice from Office of Patent Legal Administration dated July 25, 2003, Information Disclosure Statements May Be Filed Without Copies of U.S. Patents and Published Applications in Patent Applications filed after June 30, 2003.

Applicants submit herewith on Form PTO-1449 a listing of the documents cited by or submitted to the U.S. PTO in parent applications, Serial No. 10/262,155, filed October 1, 2002; Serial No. 09/536,920, filed March 28, 200; and Serial No. 09/140,264, filed August 26, 1998. As provided in 37 CFR §1.98(d), copies of the documents are not being provided since they were

Atty. Dkt. No. 031890-1705

previously submitted to the United States Patent & Trademark Office in the above-identified parent applications.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

## TIMING OF THE DISCLOSURE

The listed documents are being submitted in compliance with 37 CFR §1.97(b), within three (3) months of the filing date of the application.

## RELEVANCE OF EACH DOCUMENT

Applicants respectfully request that any listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO-1449 be returned in accordance with MPEP §609.

Respectfully submitted,

By Mayhall &

FOLEY & LARDNER

Customer Number: 27433

deptach 11,2003

Telephone: Facsimile: (312) 832-4358

(312) 832-4700

Marshall J. Brown

Attorney for Applicant

Registration No. 44,566

Sheet 1 of 18

Form PTO-14	49	U.S. DEPARTME	NT OF COMMERC	CE	ATTY. DOCKET NO.		SERIAL NO		
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	А3	494,864	04/04/1893	Hus	ton			01/09	/1893
	A4	973,047	10/1910	Jete	r	33	31		
	A5	1,326,260	12/30/1919	Hard	debeck			04/22	/1919
	A6	1,010,292	11/1911	McK	instry	33	31		
	A7	1,614,772	01/18/1927	Ban	nbini, et al.			11/25	/1925
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	A8	2066599			(Abstract)	B23	C-003	X	
	A9	200012275			(Abstract)	B26	B-029	X	ļ
	A10	2075405	11/18/1981		(Abstract)	B26	B5	X	
	A11	2621687		DE	(Abstract)	B26	D-001	X	<u></u>
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	A12	Ellipsographs of D	e l'Hospital, http://	155.	185.1.61/labmat /hospiti	n.htm, Page 1	of 1, June 5,	2000.	
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	A13								
		The Fletcher-Terry	Company, Produ	ct Bo	ok, 26 Pages.			-	
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Sheet 2 of 18 SERIAL NO. Form PTO-1449 U.S. DEPARTMENT OF COMMERCE ATTY, DOCKET NO. (MODIFIED) PATENT AND TRADEMARK OFFICE 031890-1705 APPLICANT Gardner INFORMATION DISCLOSURE CITATION **FILING DATE GROUP ART UNIT** (Use several sheets if necessary) Herewith **U.S. PATENT DOCUMENTS** FILING DATE DOCUMENT SUB-**EXAMINER CLASS** DATE NAME REF INITIAL **CLASS** NUMBER **APPROPRIATE** 05/02/1930 1,806,484 05/19/1931 Michaud A17 2,215,216 09/17/1940 Gits, et al. 30 162 12/14/1936 A18 01/04/1949 33 31 12/02/1944 2,458,208 Ruger A19 02/10/1959 Arrowood 30 314 10/04/1957 2,872,732 A20 2,908,972 10/20/1959 Nitenson 30 293 07/31/1956 A21 02/23/1960 De Beek A22 2,925,655 33 31 11/18/1958 3.032.893 05/08/1962 Debeh 35 13 02/07/1961 A23 FOREIGN PATENT DOCUMENTS TRANSLATION DOCUMENT SUB-COUNTRY **CLASS** DATE REF NUMBER **CLASS** YES NO D1 Х 979278 GB (Abstract) **B26** A24 DE (Abstract) Х 1265398 A25 81840 DD (Abstract) D06 H-007 Х A26 B27 F-005 Х DE (Abstract) A27 2511081 OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.) Delphion Intellectual Property Network, 7/6/00, 3 pages, A28 JP4369600.http://www.patents.ibm.com/details?pn=JP04369600A2 Delphion Intellectual Property Network, 7/6/00, 3 pages, A29 http://www.patents.ibm.com/details?pn=JP08257802A2 "What Can You Do With A Doodle Cutter?", Creating Keepsakes, July-August 1999 A30 Instructions for Doodle Cutter, Minx, Inc., July 21, 2000 A31 Coluzzle Collage Template System, California East, Ltd., February 1999 A32 **DATE CONSIDERED EXAMINER** EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include any copy of this form with next communication to applicant.

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Form PTO-14	149	U.S. DEPARTME	NT OF COMMERC	Æ	ATTY. DOCKET NO.		SERIAL NO		
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	A34	2,494,557	01/1950	Irick	,	33	31		
	A35	2,512,786	06/27/1950	Borg	3	33	27		
	A36	3,165,130	01/12/1965	San	ders	144	33	02/21	/1961
	A37	3,562,915	02/16/1971	Brov	wn	33	31	05/06	/1969
	A38	3,820,245	06/28/1974	Yoz	zo	33	27	06/26	/1973
	A39	3,845,676	11/05/1974	Pier	ce (Abstract)				
	A40	3,867,636	02/18/1975	Miya	ahara	250	445	03/15	/1974
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	A41	2522188		DE	(Abstract)	B23	P-001	X	
	A42,	547362		SU	(Abstract)	B29	C-017	X	
	A43	864171		BE	(Abstract)	B26	D-003	X	
	A44	640788		SU	(Abstract)	B21	D-026	X	
	<del>'</del>	OTHER DOCU	MENTS (Includia	ng A	Author, Title, Date, Per	tinent Pages	, Etc.)		
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	A49	4,048,724	09/20/1977	Abs	tract				
	A50	4,176,452	12/04/1979	Dug	gins, et al. (Abstract)				
	A51	4,148,144	04/1979	Stile	es .	33	33		
	A52	4,222,169	09/16/1980	Loc	kwood	30	286		
	A53	4,233,736	11/18/1980	Dug	gins, et al.	30	293	11/19	/1979
	A54	4,306,598	12/22/1981	Peo	t	144	136	06/26	/1980
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	A57	2441468		FR	(Abstract)	B26	F-001	Х	
	A58	946815		su	(Abstract)	B23 .	C-005	X	
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	A64	4,407,074	10/04/1983	Led	better	33	27		
	A65	4,445,275	05/01/1984 เ	Dub	row	33	30	06/07	/1982
	A66	4,624,057	11/25/1986 H	Hurs	sey	33	570	08/06	/1985
	A67	4,649,647	03/17/1987	Kau	lfuss	30	293	10/21	/1985
	A68	4,691,604	09/08/1987	Abs	tract				
	A69	4,790,222	12/13/1988	Mor	gan	82	1.3	10/29	/1987
	A70	4,934,054	06/19/1990	More	ozumi	30	293	12/06	/1988
	A71								
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	A75	58172240		JP (	Abstract)	B26	D-005	Х	
	A76	3343370		DE	(Abstract)	B26	B-013	Х	
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	A81	4,773,798	09/27/1988	Gas	ster, et al.	408	102		
	A82	4,782,730	11/08/1988	Pico	one, et al.	83	745		
	A83	4,858,322	08/22/1987	Klug	ga	30	310		
	A84	5,014,584	05/14/1991	Koz	yrski, et al.	83	464	07/14	/1989
	A85	5,123,170	06/23/1992	Abs	tract				
	A86	5,430,946	07/11/1995	Pet	ers, et al.	33	31	11/28	/1994
	A87	5,555,631	09/17/1996	Ηοι	ıston	33	31	01/17	/1995
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	A88	903666		BE	(Abstract)	A61	B-000	X	
	A89	1282987		SU	(Abstract)	B23	C-005	X	
	A90	2612113		FR	(Abstract)	B26	B5	Х	
	A91	3837449		DE	(Abstract)	B26	D-003	Х	
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	A100	660,211	10/23/1900	Dur	kel		<del> </del>		
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	A102	705,576	07/29/1902	Forl	ker	<del></del>	<del> </del>		
	A103	742,047	10/20/1903	Moe	ehle				
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	A114	1,391,530	09/20/1921	Bus	tillo y Diego				
	A115	1,470,168	10/19/1923	Jeps	sen	33	31		
	A116	6,158,133	12/12/1900	Carl	ison, et al.	32	2701		
	A117	572,320	12/01/1896	Stu	parich		+		
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	A121	080309220	<u> </u>		(Abstract)				
	A122	29707792			(Abstract)	B26	D-007	X	
	A123	09300274		JP (	(Abstract)	B26	D-001	X	<u> </u>
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Sheet 9 of 18 Form PTO-1449 U.S. DEPARTMENT OF COMMERCE ATTY. DOCKET NO. SERIAL NO. 031890-1705 (MODIFIED) PATENT AND TRADEMARK OFFICE **APPLICANT** Gardner INFORMATION DISCLOSURE CITATION FILING DATE **GROUP ART UNIT** (Use several sheets if necessary) Herewith **U.S. PATENT DOCUMENTS** FILING DATE DOCUMENT SUB-**EXAMINER CLASS** REF DATE NAME INITIAL **CLASS** NUMBER **APPROPRIATE** A129 1,007,910 11/1911 Dakel 11/1971 Yanke et al. 3,621,574 A130 4,112,793 9/1978 Pierce A131 1/1981 Pierce 4,244,106 A132 Plamann 4,567,927 2/1986 A133 5,058,282 10/1991 Coll A134 3/1992 Kozyrski et al. 5,099,727 A135 **FOREIGN PATENT DOCUMENTS** TRANSLATION **DOCUMENT** SUB-REF DATE COUNTRY **CLASS CLASS** NUMBER YES NO 2112630 RU (Abstract) B-23 B-001 Х A136 Χ NO (Abstract) B-23 K-007 9604901 A137 Х 1209394 CN (Abstract) B-43 L-011 A138 Χ EP (Abstract) B-26 B-003 A139 955133 OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.) A140 A141 A142 A143

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<sup>\*</sup> EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include any copy of this form with next communication to applicant.

Sheet 10 of 18 Form PTO-1449 U.S. DEPARTMENT OF COMMERCE ATTY. DOCKET NO. SERIAL NO. 031890-1705 (MODIFIED) PATENT AND TRADEMARK OFFICE APPLICANT Gardner INFORMATION DISCLOSURE CITATION FILING DATE **GROUP ART UNIT** (Use several sheets if necessary) Herewith **U.S. PATENT DOCUMENTS** FILING DATE DOCUMENT **EXAMINER** SUB-**CLASS** REF DATE NAME INITIAL NUMBER CLASS APPROPRIATE 3/1993 Morita et al. A145 5,189,800 5,233,748 8/1993 Logan et al. A146 Peters et al. 5,526,573 6/1996 A147 11/2002 Gardner 6,484,406 A148 179,039 6/1876 McAdams A149 9/1998 Cornell et al. 5,802,942 A150 5,671,647 9/1997 Mori A151 **FOREIGN PATENT DOCUMENTS** TRANSLATION SUB-DOCUMENT **CLASS** REF DATE COUNTRY **CLASS** NUMBER YES NO 979700 EP (Abstract) B23 B-001 Х A152 2250561 CA (Abstract) **B25** H-007 Х A153 EP (Abstract) **B23 Q27** Х 0410058 A154 D1 2621687 05/15/1976 DE **B26** Х A155 OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.) A156 A157 A158 A159 A160 DATE CONSIDERED **EXAMINER** 

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	A161	5,322,001	6/1994	Bod	a					
	A162	4,426,781	1/1984	Kufı	in					
	A163	4,057,898	11/1977	Pios	sky					
	A164	3,787,968	1/1974	Littr	nann					
	A165	3,576,148	4/1971	Kat	2					
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	A168	54-38466	03/23/1979	JP		F16	H35		Х	
	A169	53-124391	10/30/1978	JP		B26	D3		X	
	A170	51-8152	01/22/1976	JP		B23	K7		Х	
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Sheet 12 of 18 Form PTO-1449 U.S. DEPARTMENT OF COMMERCE ATTY. DOCKET NO. SERIAL NO. (MODIFIED) PATENT AND TRADEMARK OFFICE 031890-1705 APPLICANT Gardner INFORMATION DISCLOSURE CITATION FILING DATE **GROUP ART UNIT** (Use several sheets if necessary) Herewith **U.S. PATENT DOCUMENTS FILING DATE DOCUMENT EXAMINER** SUB-REF DATE NAME **CLASS** IF INITIAL NUMBER **CLASS APPROPRIATE** A177 A178 A179 A180 A181 A182 A183 **FOREIGN PATENT DOCUMENTS** DOCUMENT TRANSLATION SUB-COUNTRY DATE **CLASS** REF NUMBER **CLASS** YES NO A184 61-226297 10/08/1986 JP **B26** D3 Х 4921232 A185 02/25/1974 118 D32 Х JΡ 54-60028 05/15/1979 B43 L11 A186 Х 1-106296 07/18/1989 JΡ **B43** L11 Х A187 OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.) A188 A189 A190 A191 A192

\* EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include any copy of this form with next communication to applicant.

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Sheet 13 of 18 AL NO.

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	A200	48-4123	01/19/1973 JI			118	A32		X
	A201	48-58260	08/15/1973 J			54	A6	ļ	X
	A202	50-23336	08/07/1975 J			B43	L11		X
	A203	53-119132	10/18/1978 J	P 		B43	L11	<u> </u>	X
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Sheet 14 of 18 SERIAL NO. Form PTO-1449 U.S. DEPARTMENT OF COMMERCE ATTY, DOCKET NO. 031890-1705 (MODIFIED) PATENT AND TRADEMARK OFFICE APPLICANT Gardner INFORMATION DISCLOSURE CITATION FILING DATE **GROUP ART UNIT** (Use several sheets if necessary) Herewith **U.S. PATENT DOCUMENTS** FILING DATE **DOCUMENT** SUB-**EXAMINER CLASS** DATE NAME REF IF CLASS INITIAL NUMBER **APPROPRIATE** A209 A210 A211 A212 A213 A214 A215 FOREIGN PATENT DOCUMENTS TRANSLATION SUB-DOCUMENT **CLASS** DATE COUNTRY REF NUMBER **CLASS** YES NO Х 55-20094 05/30/1980 JP F16 H21 A216 **B43** L11 Х 11/15/1980 JΡ 55-146800 A217 JΡ B43 L11 Χ 61-32800 02/15/1986 A218 03/17/1987 JΡ B43 L11 Х 62-60699 A219 OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.) A220 A221 A222

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\* EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include any copy of this form with next communication to applicant.

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Form PTO-14	49	U.S. DEPARTME	NT OF COMMERCE	ATTY. DOCKET NO		SERIAL NO	•	
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	A232	02293200	12/04/1990 JF	P (Abstract)	B43	L11	X	
	A233	03101999	04/26/1991 JF	P (Abstract)	B43	L11	Х	
	A234	03244600	10/31/1991 JF	P (Abstract)	B43	L11	Х	
	A235	04164698	06/10/1992 JF	P (Abstract)	B43	L11	Х	
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Sheet <u>18</u> of <u>18</u> Form PTO-1449 U.S. DEPARTMENT OF COMMERCE ATTY. DOCKET NO. SERIAL NO. 031890-1705 (MODIFIED) PATENT AND TRADEMARK OFFICE APPLICANT Gardner INFORMATION DISCLOSURE CITATION **FILING DATE GROUP ART UNIT** (Use several sheets if necessary) Herewith **U.S. PATENT DOCUMENTS** FILING DATE **DOCUMENT EXAMINER** SUB-DATE NAME **CLASS** REF INITIAL NUMBER CLASS **APPROPRIATE** A273 A274 A275 A276 A277 A278 A279 **FOREIGN PATENT DOCUMENTS** TRANSLATION SUB-**DOCUMENT CLASS** REF DATE COUNTRY NUMBER **CLASS** YES NO 1581097 02/20/1978 Great Britain C03 3B Х A280 A281 A282

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Form PTO-14	149	U.S. DEPARTMENT OF COMMERCE		Ξ	ATTY. DOCKET NO	SERIAL NO.				
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	A161	5,322,001	6/1994 B							
	A162	4,426,781		Kufrin						
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	A163			Piosky						
	A164	3,787,968		Littmann						
	A165	3,576,148		Katz						
	A166	2,790,240	4/1957 S	Silverstein						
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	A168	54-38466	03/23/1979 J	IP_		F16	H35		X	
	A169	53-124391	10/30/1978 J	IP_		B26	D3		X	
	A170	51-8152	01/22/1976 J	IP		B23	K7		X	
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